

DAVID DUVALL,
Plaintiff,

v.
NOVANT HEALTH, INC.,
Defendant.

Civil Action No. 3:19-cv-624-DSC

COMES NOW Defendant Novant Health, Inc. (“Novant Health”), by and through its counsel, pursuant to Rule 50(b) of the Federal Rules of Civil Procedure, and respectfully files this Renewed Motion for Judgment as a Matter of Law (the “Motion”), following its requests for judgment as a matter of law pursuant to Rule 50(a) at the close of Plaintiff’s case and at the close of all of the evidence at trial. (Doc. 117, 130:20-136:6, 141:20-144:15; Doc. 118, 16:13-17).

Novant Health renews its motion for judgment as a matter of law on the ground that there is not a legally sufficient basis upon which a reasonable jury could find in favor of Plaintiff based on the admissible evidence submitted at trial. Novant Health submits a memorandum setting forth the factual and legal support for this Motion herewith and incorporates the memorandum herein by reference.

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also respectfully requests that the Court schedule this Motion for oral argument and enter findings of fact in ruling on this Motion.

Dated this 1st day of February, 2022.

s/ Benjamin R. Holland

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Attorneys for Defendant Novant Health, Inc.

CERTIFICATE OF SERVICE

I, Benjamin R. Holland, hereby certify that I have this day electronically filed the foregoing **DEFENDANT NOVANT HEALTH, INC.'S RENEWED MOTION FOR JUDGMENT AS A MATTER OF LAW** with the Clerk of Court using the CM/ECF system, which will send notification of the filing to the following person:

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Dated this 1st day of February, 2022.

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